



**Outside Counsel
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 13
AGENDA DATE: Thu 03/02/2006
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SUBJECT: Authorize negotiation and execution of an outside counsel contract with Cornell Smith & Mierl, L.L.P., Austin, TX, for legal representation, advice, and counsel regarding Cause No. GN 501732, In the Travis County District Court, 98th Judicial District, in an amount not to exceed \$69,000, for a total contract amount not to exceed \$216,000.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$69,000 is available in the 2005-2006 Approved Operating Budget of the Liability Reserve Fund.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

**REQUESTING Law
DEPARTMENT:**

**DIRECTOR'S
AUTHORIZATION: Anne Morgan**

FOR MORE INFORMATION CONTACT: Laurie Eiserloh, Assistant City Attorney, 974-2188

PRIOR COUNCIL ACTION: Council authorized the original contract on February 3, 2005

BOARD AND COMMISSION ACTION: N/A

On February 3, 2006, Council authorized a contract with Cornell Smith & Mierl, L.L.P. in the amount of \$147,000 for representation in the lawsuit styled *Lisa Sanchez v. City of Austin, Texas*. The Law Department requests Council to approve additional outside counsel fees and expenses in the amount of \$69,000 for a total contract amount of \$216,000.